

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA
AT CLARKSBURG**

AUGUST MACK ENVIRONMENTAL,
INC.,

Plaintiff,

v.

UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY,
Defendant.

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) Civil Action No. 1:18-CV-12
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[Proposed] Order on Joint Motion for Remand to U.S. Environmental Protection Agency

For good cause shown, the Court hereby **GRANTS** the Parties' Joint Motion for Remand to the U.S. Environmental Protection Agency, and **ORDERS** that this matter be remanded to EPA Chief Administrative Law Judge Susan L. Biro for further proceedings consistent with the January 7, 2021 *per curiam* opinion of the U.S. Court of Appeals for the Fourth Circuit.

DATED: August 3, 2021



HON. THOMAS S. KLEEH
United States District Judge